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APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/711.767

**HOLLAND & HART LLP** 

DENVER, CO 80201-8749

P. O. BOX 8749

CHRISTOPHER J. KULISH, ESQ

10/04/2004

David W.M. Marr

34090.0273

**CONFIRMATION NO. 5766** 

**FORMALITIES LETTER** 

\*OC000000014391145\*

Date Mailed: 11/18/2004

### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

04/19/2005 YPOLITE1 00000042 082623

25928

10711767

FILED UNDER 37 CFR 1.53(b)

03 FC:2051 04 FC:2202 395.00 GP 65.00 OP

Filing Date Granted

72.00 OP 128.00 DA Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 790 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

• Additional claim fees of \$144 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

#### **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$1064 for a Large Entity

- \$790 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is \$144
  - \$144 for 8 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

#### PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

MARR, et al.

Appl. No.: 10/711,767

Filed: October 4, 2004

Atty. File No.: 34090.0273

For: "DEVICES EMPLOYING

COLLOIDAL-SIZED PARTICLES"

Mail Stop Missing Parts Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 Group Art Unit: 3746

Examiner: not yet assigned

Confirmation No.: 5766

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS ALEXANDRIA, VA 22313 ON

HOLLAND & HART LLP

Carlo.

# SUBMISSION OF MISSING PARTS (37 CFR §1.53(f))

Dear Sir:

In response to the Notice to File Missing Parts dated November 18, 2004, in connection with the above-identified application, enclosed herewith please find a copy of the Declaration document that has been executed by each of the inventors. Also enclosed please find a check in the amount of \$532 to cover the filing fee and surcharge (small entity status claimed). Please credit any overpayment or debit any underpayment to Deposit Account 08-2623. A copy of the Notice to File Missing Parts is also enclosed.

Respectfully submitted,

**HOLLAND & HART LLP** 

By:

Christopher J. Kulish / Registration No. 33,056

P.O. Box 8749

Denver, Colorado 80201-8749

(303) 473-2700, x2731